

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

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JOHN ARTHUR JOHNSON,

Petitioner,  
-against-

STATE OF NEW YORK,

Respondent.

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Pursuant to the Order issued this day dismissing the petition without prejudice as premature, it is

ORDERED, ADJUDGED AND DECREED: That the petition for a writ of habeas corpus is hereby dismissed without prejudice. The Court certifies pursuant to 28 U.S.C. ' 1915 (a)(3) that any appeal from the Court's order would not be taken in good faith.

Dated: Brooklyn, New York  
January 11, 2013

*Roslyn R. Mauskopf*

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ROSLYN R. MAUSKOPF  
United States District Judge